



DAE / IFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Robert A. Ashley Examiner: Unassigned
Serial No.: 10/757,656 Group Art Unit: 1617
Filing Date: January 14, 2004 Docket: 512- 53 DIV
Confirmation No.: 3939 Dated: May 5, 2006
Title: METHODS OF TREATING
ACNE

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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the United States Postal Service as first class mail, postpaid
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22313 on May 5, 2006*

Signature: Clark Bryan

**REQUEST FOR EXCUSAL OF ERRONEOUS
PAYMENT OF SMALL ENTITY FEE UNDER 37 CFR §1.28(c)**

Sir:

The above-identified application was licensed to a Large Entity from October 9, 2000 to April 9, 2006. The fees set forth below were erroneously paid as a Small Entity during that time. Applicants are requesting an excusal of the fees paid in error. In accordance with the requirements of 37 C.F.R. §1.28(c)(2)(ii)(A-D), details regarding the erroneous fees are set forth below.

Fee Type	Date Paid	Sm. Ent. Fee Paid	Current Fee for Lg. Ent.	Deficiency Owed
Filing Fee 37 C.F.R. §1.16(a)	01/14/2004	385.00	300.00	0.00
Utility Search Fee 37 C.F.R. §1.16(k)		0.00	500.00	500.00
Utility Examination Fee 37 C.F.R. §1.16 (o)		0.00	200.00	200.00
Excess Claim Fee 37 C.F.R. §1.16(i) (12 extra claims)	08/01/2005	300.00	600.00	300.00

05/09/2006 SLUANG1 00000006 082461 10757656

01 FC:1001
02 FC:1202

415.00 DA
850.00 DA

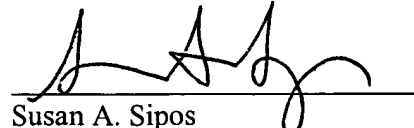
375.00 DP

Multiple Dependent Claim Fee 37 C.F.R. §1.16((j))	08/01/2005	180.00	360.00	180.00
Total Deficiency Owed				1,180.00

Pursuant to 37 C.F.R. §1.28(c)(2), the United States Patent and Trademark Office is hereby authorized to charge Deposit Account No. 08-2461 in the amount of \$1,180.00 for the total deficiency in fees. If any additional fees are required, the United States Patent and Trademark Office is hereby authorized to charge Deposit Account No. 08-2461 for such additional fees. A duplicate copy of this paper is enclosed.

Applicants submit that they have complied with the requirements of 37 C.F.R. §1.28 (c)(1) and (2) and request that the erroneous payment of small entity fees be excused.

Respectfully submitted,



Susan A. Sipos
Registration No.: 43,128
Attorney for Applicant

HOFFMANN & BARON, LLP
6900 Jericho Turnpike
Syosset, New York 11791
(516) 822-3550
SAS/dlg

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Adjustment date: 05/09/2006 SLUANG1
01/16/2004 HLE333 00000060 082461 10757656
01 FC:2001 385.00 CR

Adjustment date: 05/09/2006 SLUANG1
01/16/2005 CBETANCO 00000002 082461 10757656
01 FC:2202 50.00 CR

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08/16/2005 CBETANCO 00000002 082461 10757656
01 FC:2202 50.00 CR